



*The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
Division of Health Care Finance and Policy  
Two Boylston Street  
Boston, MA 02116*

DEVAL L. PATRICK  
Governor

617-988-3100 • Fax 617-727-7662 • TTY 617-988-3175  
[www.mass.gov/dhcfp](http://www.mass.gov/dhcfp)

JUDYANN BIGBY, M.D.  
Secretary

TIMOTHY P. MURRAY  
Lieutenant Governor

SARAH ISELIN  
Commissioner

**ADMINISTRATIVE BULLETIN 09-04  
NURSING FACILITY USER FEE UPDATE  
March 5, 2009**

The Division of Health Care Finance and Policy is issuing this bulletin pursuant to the provisions of 114.5 CMR 12.04 (2), Calculation of User Fee. Effective April 1, 2009 the nursing facility user fees will be updated as follows:

<b>Facility Class</b>	<b>Criteria</b>	<b>User Fee Effective 4/1/09</b>
Class I	All facilities that do not qualify for classes 2 – 4.	\$11.59
Class II	Non-profit continuing care retirement communities and residential care facilities.	\$1.16
Class III	Non-profit nursing facilities that participate in the Medicaid program and that provided more than 66,000 annual Medicaid bed days in FY2005.	\$1.16
Class IV	Facilities that: (1) have 100 or fewer licensed beds; and (2) were established and licensed in Massachusetts prior to the enactment of the Health Insurance for the Aged Act, Pub. L. 89-97, Title I, 79 Stat. 290, and the Medicaid Act, Pub. L. 89-97, Title I, §121(a), 79 Stat. 343, on July 30, 1965; and (3) are not participating in either of the Medicare or Medicaid programs. In addition, Class IV includes homes located in Essex, Middlesex, and Suffolk counties that meet criteria (1) and (2) above but that do participate in the Medicaid program.	\$0.00

The Division will issue new nursing facility standard rates effective April 1, 2009 to include these changes.